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DATE: January 10, 2008

TO: ISSUE FEE

COMPANY: U.S. PATENT AND TRADEMARK OFFICE

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FROM: Linda Gould (Cantor Colburn LLP)

OUR REF: GEM-0110

(14XZ121711)

YOUR REF: USSN 10/742,340

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COMMENTS: TO WHOM IT MAY CONCERN:

Please find enclosed the Base Issue Fee and Publication Fee Transmittal Form for U.S. Serial No. 10/742,340. Also, find enclosed a "FEE ADDRESS" INDICATION FORM (1 Page) – and "COMMENTS ON STATEMENTS OF REASONS FOR ALLOWANCE."

Please charge the Issue fee and Publication Fee to Deposit Account 06-1130 (\$1,740).

Thank you,

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Appln. No. 10/742,340

Docket No. 14XZ121711 / GEM-0110

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.: 10/742,340 : Confirmation No.: 6412
Applicant: Jean Lienard : Group Art Unit: 2624
Filed: December 19, 2003 : Examiner: Bhatnagar, Anand P.
Docket No.: 14XZ121711 / GEM-0110

For: PROCESS AND DEVICE FOR VASCULAR NAVIGATION

December 27, 2007

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir:

Provided herewith are comments on the Examiner's Statement of Reasons for Allowance presented in the Notice of Allowance dated October 10, 2007.

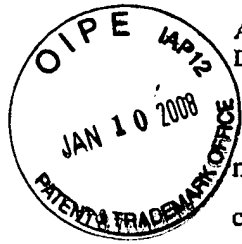
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1/10/2008
Date



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The Examiner remarks that Claims 1-34 are allowed as the prior art of record does not teach or suggest the claim elements noted in Paper 20070926, page 2, "in combination with the other claim limitations".

While Applicant agrees that presented claims pertain to allowable subject matter, Applicant respectfully submits that to the extent that the Examiner's remarks imply, suggest or state that certain limitations or combinations not found in the prior art of record relied upon are or may be present in each and every allowable claim, whether or not specific language to that effect is found in every allowable claim, the record as a whole must be considered in addition to the Examiner's remarks, and, to the extent that the record as a whole is clear and complete, it shall control the interpretation of any and all allowable claims.

Additionally, the Examiner's statement of reasons implies that features found in the specification only, in the dependent claims only, or in some but not all independent claims only, are part of all of the allowable claims, when in fact the record clearly reflects that there are claims not so limited. For example, allowed independent Claim 34 recites limitations in "means for" language, and does not recite method steps. Accordingly, these claims, and claims dependent from these claims that do not recite the same, are not so limited.

Respectfully submitted,
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